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**JUL 21 2006**

**OFFICE OF PETITIONS**

In re Application of :  
Orenstien et al. : DECISION ON  
Application No. 10/040,608 : PETITION  
Filed: December 28, 2001 :  
Attorney Docket No. P10720 :  
:

This is a decision on the PETITION TO REVIVE UNINTENTIONALLY  
ABANDONED APPLICATION, filed June 19, 2006.

The petition is GRANTED.

The above-identified application became abandoned for failure to pay the Issue Fee within three months of the mailing date, February 8, 2005, of the Notice of Allowance and Fee(s) Due. This Office action set a three-month nonextendable statutory period for reply. No reply having been received, the above-identified application became abandoned on May 8, 2005. A courtesy Notice of Abandonment was mailed on July 28, 2005.

The petition included the required reply<sup>1</sup> in the form of payment of the Issue Fee and Publication Fee; payment of the petition fee set forth in 37 CFR § 1.17(m); and the required statement of unintentional delay. No terminal disclaimer is required.

It appears that petitioner has used an older version of the petition form for 1.137(b) petitions. It is unclear whether this form has been altered. In an abundance of caution, petitioner is reminded that if any part of the preprinted text

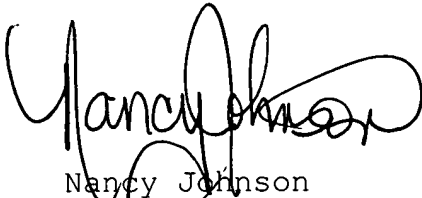
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<sup>1</sup> Formal drawings were previously submitted.

of a PTO form is modified, deleted or added to, the form number and the OMB information in the header and footer of the form MUST be removed from the altered form.

The Office of Patent Publication has been advised of this decision. The application is, thereby, forwarded for processing into a patent.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3219.

A handwritten signature in black ink, appearing to read "Nancy Johnson", with a large, stylized loop at the end.

Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions